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December 28, 2000

VIA CERTIFIED MAIL

Donald L. Averett
Federal Election Commission
Reports Analysis Division
999 E Street, N.W.
Washington, D.C. 20463

Re: **Philadelphia 2000**
FEC File No. C00342519

Dear Mr. Averett:

I write in response to your letter of December 20, 2000 to Karen Dougherty Buchholz in which you raise certain issues concerning the contents of Philadelphia 2000's Post-Convention Report, which was filed with the Commission on October 2, 2000 (the "Report"). The Commission has raised the following issues: (a) the purported failure of Philadelphia 2000 to obtain prior approval from the Commission to submit computerized versions of the schedules to the Report; and (b) the alleged failure of Philadelphia 2000 to provide the information required by 11 C.F.R. § 9008.9(b)(4) with respect to receipts of goods and services from "commercial vendors."

With respect to the first issue, my colleague, Edmond Ghisu, wrote to the Reports Analysis Division on September 7, 2000, requesting permission to submit the schedules to the Report in the same computerized format as had been utilized by the 1996 San Diego Host Committee. Mr. Ghisu subsequently spoke to Neil Evans of the Reports Analysis Division who confirmed that Philadelphia 2000 was authorized to submit the schedules to the Report in the computerized format that was ultimately used. While I understand that Mr. Evans is currently on a leave of absence from the Commission, I am certain that he can confirm that the consent in question was provided.

With respect to the second issue, Philadelphia 2000 respectfully submits that the Report as filed provides the information required under the applicable regulations with respect to in-kind donations from commercial vendors. Specifically, 11 C.F.R. § 9008.9(b)(4) requires that the Report set forth a "a description of the goods or services

provided," "the name and address of the commercial vendor," and "the dates on which the goods or services were provided." Schedule B to the Report discloses this information with respect to all of Philadelphia 2000's in-kind receipts that are required to be reported.¹ For example, on page 61 of 72 of Schedule B Line 21A, the Report discloses the following in-kind receipts from commercial vendors:

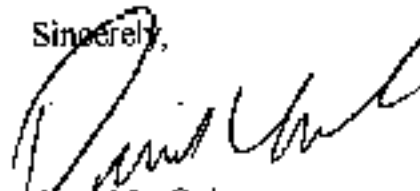
- donations of emergency medical services from Tenet Healthcare and University of Pennsylvania Health System during the period from July 2000 through August 2000;
- a donation of catering services by Aramark on August 1, 2000; and
- a donation of a radio system by Motorola during the period from July 2000 through August 2000.

In all of these instances, the Report also sets forth the name and address of the vendor in question and the other information required under 11 C.F.R. § 9008 9(b)(4). Similar reports of in-kind receipts from commercial vendors are set forth throughout the Report.

It is our hope that this letter has addressed any concerns that the Commission has regarding the Report as filed. If the Commission still has concerns regarding the Report or you would like to discuss this matter further, please contact my colleague Edmond Ghisu at (215) 864-8628.

Thank you for your consideration of this matter.

Sincerely,



David L. Cohen
Chairman
Philadelphia 2000

cc: Ms. Karen Dougherty Buchholz, Treasurer
Edmond J. Ghisu, Esquire

¹ The report of information concerning in-kind receipts on Schedule B is in keeping with the instructions to Form 4 which state that "[e]ach contribution in-kind must also be reported . . . as an operating expense on Schedule B and included in the total for 'Operating Expenditures.'" FEC Form 4, at Instructions for Preparing Schedule A.

Federal Election Commission

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